

RECEIVED  
CENTRAL FAX CENTER

DEC 21 2007 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kenneth T. Heruth; Keith A. Miesel	Confirmation No.	8230
Serial No.:	10/825,955	Filed:	April 15, 2004
Examiner:	Jeffrey Gerben Hoekstra	Group Art Unit:	3736
Docket No.:	1023-362US01	Customer No.:	28863
Title:	COLLECTING ACTIVITY AND SLEEP QUALITY INFORMATION VIA A MEDICAL DEVICE		

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on December 21, 2007.

By:

Name: Shirley A. Betlach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This Information Disclosure Statement is being filed after a first Office Action on the merits but before a Notice of Allowance or a Final Rejection.

Copies of the U.S. publications are not enclosed as this requirement has been waived by the U.S. Patent Office.

Please charge Deposit Account No. 50-1778 in the amount of \$180.00 to cover the required fee set forth in §1.17(p) for a large entity. Please apply any other charges or credits to Deposit Account No. 50-1778.

12/28/2007 HLE333 00000049 501778 10825955

01 FC:1806 180.00 DA

Respectfully submitted,

Date:

12-21-07

Shumaker & Sieffert, P.A.  
1625 Radio Drive, Suite 300  
Woodbury, Minnesota 55125  
Phone: (651) 735-1100  
Fax: (651) 735-1102

By: Jason D. Kelly

Reg. No. 54,213

SHUMAKER & SIEFFERT, P.A.  
1625 RADIO DRIVE, SUITE 300  
WOODBURY, MINNESOTA 55125  
TEL 651.735-1100  
FAX 651.735-1102  
WWW.SSIPLAW.COM

RECEIVED  
CENTRAL FAX CENTER

DEC 21 2007

---

FACSIMILE SUBMISSION UNDER 37 CFR 1.8

---

TO:	FROM:
Mail Stop Amendments Examiner Jeffrey Gerben Hoekstra	Jason D. Kelly
COMPANY:	DATE:
U.S. Patent & Trademark Office	DECEMBER 21, 2007
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-8300	3
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
571-272-7232	1023-362US01
RE:	APPLICATION SERIAL NUMBER:
Supplemental Information Disclosure Statement	10/825,955

---

This facsimile message is intended for the sole use of the intended recipient(s) and may contain information that is confidential, privileged and/or attorneys' work product. Any review or distribution by any other person is prohibited. If you are not an intended recipient, please immediately contact the sender and delete all copies.

---